IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4231 OF 2006

Vallabhdas Chothmal Dale
& Anr. ..... Applicants.

V/s

Abdul Rashid Md. Hasan Jikare & Anr. ..... Respondents.

Mr. S.A. Rajeshirke h/f. M.S. Karnik for the applicants.

Mr. S.V. Kotwal for Respondent No.1.

Mrs. M.M. Deshmukh, APP for the State.

CORAM: V.M. KANADE, J.
DATE : 5th October, 2007

P.C.:

1. Heard the learned Counsel appearing on behalf of the applicants.

2. Applicants are challenging the order passed by the Sessions Court whereby the Sessions Court has confirmed the order passed by the Trial Court by which the application filed by the heirs of the complainant for bringing the legal representatives of the deceased was allowed. The law on this point is quite well settled. In the recent judgment in Rashida Kamaluddin Syed & Anr. Vs Shaikh Saheblal Mardan (Dead) Through Lrs. & Anr. reported in **JT 2007 (4) SC**

159, the Apex Court has held that the legal representatives of the complainant can be permitted to be brought on record. In view of this judgment, no case is made out for interfering with the impugned order. Application is accordingly dismissed.

(V.M. KANADE, J.)